NPT/CONF.2015/PC.III/WP.37

Preparatory Committee for the 2015 Review Conference of the Parties to the Treaty on the Non-Proliferation of Nuclear Weapons

25 April 2014

Original: English

Third session
New York, 28 April-9 May 2014

Procedures in relation to exports of nuclear materials and certain categories of equipment and material in relation to article III (2) of the Treaty on the Non-Proliferation of Nuclear Weapons

Working paper submitted by Argentina, Australia, Austria, Belgium, Bulgaria, Canada, China, Croatia, the Czech Republic, Denmark, Finland, France, Germany, Greece, Hungary, Ireland, Italy, Japan, Luxembourg, the Netherlands, New Zealand, Norway, Poland, Portugal, the Republic of Korea, Romania, the Russian Federation, Slovakia, Slovenia, South Africa, Spain, Sweden, Switzerland, Turkey, Ukraine, the United Kingdom of Great Britain and Northern Ireland and the United States of America as members of the Zangger Committee and Bosnia and Herzegovina, Costa Rica, Cyprus, Estonia, Malta, Montenegro, the Republic of Moldova and the former Yugoslav Republic of Macedonia as additional co-sponsors

The co-sponsors propose to include the following language in the final document of the 2015 Review Conference of the Parties to the Treaty on the Non-Proliferation of Nuclear Weapons:

(a) The Preparatory Committee notes that a number of States parties meet regularly in an informal group known as the Zangger Committee, in order to coordinate their implementation of article III, paragraph 2, of the Treaty related to the supply of nuclear material and equipment. To this end, these States parties have adopted two memoranda, A and B, including a list of items triggering International Atomic Energy Agency (IAEA) safeguards, for their exports to non-nuclear-weapon States not parties to the Treaty, as set forth in IAEA document INFCIRC/209 as amended. The Zangger Committee's memoranda also relate to exports to non-nuclear-weapon States parties to the Treaty insofar as the recipient State should recognize the items on the procedures and criteria from article III, paragraph 2, of the Treaty as a basis for its own export control decisions, including re-exports;

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(b) The Preparatory Committee endorses the importance of the Zangger Committee as guidance for States parties in meeting their obligation under article III, paragraph 2, of the Treaty and invites all States to adopt the memoranda of the Zangger Committee as minimal standards in connection with any nuclear co-operation;

(c) The Preparatory Committee recommends that the list of items triggering IAEA safeguards and the procedures for implementation, in accordance with article III, paragraph 2, of the Treaty, be reviewed from time to time to take into account advances in technology, the proliferation sensitivity and changes in procurement practices;

(d) The Preparatory Committee urges the Zangger Committee to share its experience on export controls, so that States may draw on the arrangements of its memoranda.